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17 Attorneys for Plaintiff

JACQUELINE ADAN, on behalf of herself and

18 all others similarly situated

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

21 JACQUELINE ADAN, on behalf of herself
22 and all others similarly situated,

23 Plaintiff,

24 v.

25 KAISER FOUNDATION HEALTH PLAN,
26 INC.,

27 Defendant.

Case No. 4:17-cv-01076-HSG

Assigned to Hon. Haywood S. Gilliam, Jr.

**JOINT STIPULATION AND REQUEST
TO CONTINUE CASE MANAGEMENT
CONFERENCE; ORDER**

Current Date: July 17, 2018

Requested Date: October 2, 2018

1 **JOINT STIPULATION**

2 WHEREAS, on March 6, 2018 the Court issued an order granting in part and denying in
3 part Kaiser Foundation Health Plan, Inc.'s ("Kaiser's") Motion to Dismiss, and set a case
4 management conference for April 3, 2018, at 2:00 p.m. (Dkt. No. 37);

5 WHEREAS, pursuant to the joint request and stipulation of the parties, this Court
6 continued the April 3, 2018 case management conference to Tuesday, April 24, 2018 at 2:00 p.m.
7 and ordered that the due date for the joint case management statement be continued to April 17,
8 2018;

9 WHEREAS, in its March 6, 2018 order granting in part and denying in part Defendant's
10 Motion to Dismiss, the Court asked the parties to address whether it would be productive for the
11 parties to renew their ADR efforts earlier than the October 2018 deadline contained in the parties'
12 Joint CMC Statement filed on June 22, 2017, among other issues;

13 WHEREAS, prompted by the Court's inquiry, the parties began engaging in settlement
14 negotiations and therefore requested continuance of the Case Management Conference;

15 WHEREAS, on April 16, 2018, the Court granted the parties' stipulation to continue the
16 Case Management Conference to July 17, 2018, with the case management statement due July 10,
17 2018;

18 WHEREAS, the parties are still engaged in settlement negotiations, have reached
19 agreement on several key points, and believe that a reasonable continuance of the Case
20 Management Conference for approximately seventy-five (75) days will enable the parties to
21 resolve this action without further Court intervention;

22 THEREFORE, IT IS HEREBY STIPULATED AND RESPECTFULLY REQUESTED
23 that this Court continue the July 17, 2018 case management conference to Tuesday, October 2,
24 2018 at 2:00 p.m., and that the due date for the joint case management statement be continued to

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1 Tuesday, September 25, 2018. If this case does not settle, the parties will address the issues
2 itemized by the Court in its March 6, 2018 order in the parties' joint case management statement.
3

4 Dated: July 10, 2018

5 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
6

7 By

/s/ Robert J. Guite

8 MOE KESHAVARZI
9 JOHN T. BROOKS
10 ROBERT J. GUITE
11 ANDREA N. FEATHERS

12 Attorneys for Defendant Kaiser Foundation
13 Health Plan, Inc.

14 Dated: July 10, 2018

15 GIANELLI & MORRIS
16

17 By

/s/ Adrian J. Barrio

18 ROBERT S. GIANELLI
19 JOSHUA S. DAVIS
20 ADRIAN J. BARRIO

21 Attorneys for Plaintiff
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1 **SIGNATURE CERTIFICATION**

2 As the attorney e-filing this document, I hereby certify that this document is acceptable to
3 Plaintiff's counsel Adrian J. Barrio and that I have his authorization to affix his electronic
4 signature to this document.

5
6 Dated: July 10, 2018

7 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

8
9 By


/s/ Robert J. Guite

10 MOE KESHAVARZI
11 JOHN T. BROOKS
12 ROBERT J. GUITE
13 ANDREA N. FEATHERS

14 Attorneys for Defendant Kaiser Foundation
15 Health Plan, Inc.
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IT IS HEREBY ORDERED that the case management conference set for July 17, 2018 at 2:00 p.m. be continued to October 2, 2018 at 2:00 p.m.; the due date for the joint case management statement is continued to September 25, 2018.


Honorab! Haywood S. Gilliam, Jr.
United States District Judge